

AMENDED IN SENATE JUNE 19, 2014

AMENDED IN ASSEMBLY APRIL 10, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2148

Introduced by Assembly Member Mullin
(Coauthors: Assembly Members *Olsen*, *Rodriguez*, *Ting*, and
***Wieckowski*)**

February 20, 2014

An act to amend Section 14013 of the Unemployment Insurance Code, relating to unemployment insurance.

LEGISLATIVE COUNSEL'S DIGEST

AB 2148, as amended, Mullin. Workforce development: annual workforce metrics dashboard.

Existing law provides that the California Workforce Investment Board is responsible for assisting the Governor in the development, oversight, and continuous improvement of California's workforce investment system. Existing law requires the board to assist the Governor in targeting resources to specified industry sectors and providing guidance to ensure that services reflect the needs of those sectors.

This bill would additionally require the board to assist the Governor in the development of an annual workforce metrics dashboard that measures the state's human capital investments in workforce development and that provides, among other things, a status report on credential attainment, training completion, degree attainment, and ~~wage gain outcomes of participant earnings from~~ workforce education and training programs. The bill would also authorize the State Department of Education to collect the social security numbers of adults participating

in adult education programs for these purposes, as specified. This bill would also require the ~~Labor Market Information Division of the~~ Employment Development Department to aggregate data, which the bill would require to be provided by participating workforce program partners, and to report this data to the board to assist the board in producing the annual workforce metrics dashboard, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14013 of the Unemployment Insurance
2 Code is amended to read:
3 14013. The board shall assist the Governor in the following:
4 (a) Promoting the development of a well-educated and highly
5 skilled 21st century workforce.
6 (b) Developing the State Workforce Investment Plan.
7 (c) Developing guidelines for the continuous improvement and
8 operation of the workforce investment system, including:
9 (1) Developing policies to guide the one-stop system.
10 (2) Providing technical assistance for the continuous
11 improvement of the one-stop system.
12 (3) Recommending state investments in the one-stop system.
13 (4) Targeting resources to competitive and emerging industry
14 sectors and industry clusters that provide economic security and
15 are either high-growth sectors or critical to California's economy,
16 or both. These industry sectors and clusters shall have significant
17 economic impacts on the state and its regional and workforce
18 development needs and have documented career opportunities.
19 (5) To the extent permissible under state and federal laws,
20 recommending youth policies and strategies that support linkages
21 between kindergarten and grades 1 to 12, inclusive, and community
22 college educational systems and youth training opportunities in
23 order to help youth secure educational and career advancement.
24 These policies and strategies may be implemented using a sector
25 strategies framework and should ultimately lead to placement in
26 a job providing economic security or job placement in an
27 entry-level job that has a well-articulated career pathway or career
28 ladder to a job providing economic security.

1 (6) To the extent permissible under state and federal law,
2 recommending adult and dislocated worker training policies and
3 investments that offer a variety of career opportunities while
4 upgrading the skills of California's workforce. These may include
5 training policies and investments pertaining to any of the following:

6 (A) Occupational skills training, including training for
7 nontraditional employment.

8 (B) On-the-job training.

9 (C) Programs that combine workplace training with related
10 instruction, which may include cooperative education programs.

11 (D) Training programs operated by the private sector.

12 (E) Skill upgrading and retraining.

13 (F) Entrepreneurial training.

14 (G) Job readiness training.

15 (H) Adult education and literacy activities provided in
16 combination with any of the services described in this paragraph.

17 (I) Customized training conducted with a commitment by an
18 employer or group of employers to employ an individual upon
19 successful completion of the training.

20 (d) Developing and continuously improving the statewide
21 workforce investment system as delivered via the one-stop delivery
22 system and via other programs and services supported by funding
23 from the federal Workforce Investment Act of 1998, including:

24 (1) Developing linkages in order to ensure coordination and
25 nonduplication among workforce programs and activities.

26 (2) Reviewing local workforce investment plans.

27 (3) Leveraging state and federal funds to ensure that resources
28 are invested in activities that meet the needs of the state's
29 competitive and emerging industry sectors and advance the
30 education and employment needs of students and workers so they
31 can keep pace with the education and skill needs of the state, its
32 regional economies, and leading industry sectors.

33 (e) Commenting, at least once annually, on the measures taken
34 pursuant to the Carl D. Perkins Vocational and Applied Technology
35 Education Act Amendments of 1990 (Public Law 101-392; 20
36 U.S.C. Sec. 2301 et seq.).

37 (f) Designating local workforce investment areas within the
38 state based on information derived from all of the following:

39 (1) Consultations with the Governor.

40 (2) Consultations with the chief local elected officials.

1 (3) Consideration of comments received through the public
2 comment process, as described in Section 112(b)(9) of the federal
3 Workforce Investment Act of 1998.

4 (g) Developing and modifying allocation formulas, as necessary,
5 for the distribution of funds for adult employment and training
6 activities, for youth activities to local workforce investment areas,
7 and dislocated worker employment and training activities, as
8 permitted by federal law.

9 (h) Coordinating the development and continuous improvement
10 of comprehensive state performance measures, including state
11 adjusted levels of performance, to assess the effectiveness of the
12 workforce investment activities in the state.

13 (i) Preparing the annual report to the United States Secretary of
14 Labor.

15 (j) Recommending policy for the development of the statewide
16 employment statistics system, including workforce and economic
17 data, as described in Section ~~49e-2~~ 49l-2 of Title 29 of the United
18 States Code, and using, to the fullest extent possible, the
19 Employment Development Department's existing labor market
20 information systems.

21 (k) Recommending strategies to the Governor for strategic
22 training investments of the Governor's 15-percent discretionary
23 funds.

24 (l) Developing and recommending waivers, in conjunction with
25 local workforce investment boards, to the Governor as provided
26 for in the federal Workforce Investment Act of 1998.

27 (m) Recommending policy to the Governor for the use of the
28 25-percent rapid response funds, as authorized under the federal
29 Workforce Investment Act of 1998.

30 (n) Developing an application to the United States Department
31 of Labor for an incentive grant under Section 9273 of Title 20 of
32 the United States Code.

33 (o) ~~(A)-(1)~~ Developing a workforce metrics dashboard, to be
34 updated annually, that measures the state's human capital
35 investments in workforce development to better understand the
36 collective impact of these investments on the labor market. The
37 workforce metrics dashboard shall be produced using existing
38 available data and resources that are currently collected and
39 accessible to state agencies. The board shall convene workforce
40 program partners to develop a standardized set of inputs and

1 outputs for the workforce metrics dashboard. The workforce
2 metrics dashboard shall do all of the following:

3 (i)

4 (A) Provide a status report on credential attainment, training
5 completion, degree attainment, and ~~wage gain outcomes of~~
6 *participant earnings from* workforce education and training
7 programs. The board shall publish and distribute the final report.

8 (ii)

9 (B) Provide demographic breakdowns, including, to the extent
10 possible, race, ethnicity, age, gender, veteran status, wage and
11 credential or degree outcomes, and information on workforce
12 outcomes in different industry sectors.

13 (iii)

14 (C) Measure, at a minimum and to the extent feasible with
15 existing resources, the performance of the following workforce
16 programs: community college career technical education, the
17 Employment Training Panel, Title I and Title II of the federal
18 Workforce Investment Act of 1998, Trade Adjustment Assistance,
19 and state apprenticeship programs.

20 (D) *Measure participant earnings, using unemployment*
21 *insurance wage records in California, and to the extent feasible,*
22 *in other states. The Employment Development Department shall*
23 *assist the board measure participant earnings, by, including, but*
24 *not limited to, providing the board information from its*
25 *unemployment insurance records and calculating participant*
26 *earnings data at the direction of the board, without violating any*
27 *applicable confidentiality requirements.*

28 (B)

29 (2) The State Department of Education is hereby authorized to
30 collect the social security numbers of adults participating in adult
31 education programs so that accurate participation in those programs
32 can be represented in the report card. However, an individual shall
33 not be denied program participation if he or she refuses to provide
34 a social security number. The State Department of Education shall
35 keep this information confidential and shall only use this
36 information for tracking purposes, *in compliance with all*
37 *applicable state and federal law.*

38 (C) (i)

39 (3) (A) Participating workforce programs, as specified in clause
40 (iii) *subparagraph (C) of subparagraph (A), paragraph (1), shall*

1 provide participant data in a standardized format to the Labor
2 Market Information Division of the Employment Development
3 Department.
4 (ii)
5 (B) The Labor Market Information Division of the Employment
6 Development Department shall aggregate data provided by
7 participating workforce programs and shall report the data,
8 organized by demographics, earnings, and industry of employment,
9 to the board to assist the board in producing the annual workforce
10 metrics dashboard.